

10/567993

Customer No. 22,852
Attorney Docket No. 07541.0008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Masami TAKAYAMA et al.** **10 FEB 2006**

Application No.: Not Yet Assigned

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)
) Group Art Unit: Not Yet Assigned

Filed: **February 10, 2006**

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) Examiner: Not Yet Assigned

For: **COMPOUNDS HAVING
THROMBOPOIETIN RECEPTOR
AGONISM**

National Stage of International Application No.
PCT/JP2004/011453 under 35 U.S.C. 371.

**MAIL STOP PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the European international search report. With the exception of the U.S. patents, a copy of each listed document is attached. Applicant respectfully requests that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

The following are listed on the accompanying PTO/SB/08 and are in a non-English language:

1. Japanese patent publication no. 10-072492. The relevance of this document is discussed at page 1 of the specification of the present application. An English language abstract of this document is also enclosed.
2. Japanese patent publication no. 11-001477. The relevance of this document is discussed at page 1 of the specification of the present application. An English language abstract of this document is also enclosed.
3. Japanese patent publication no. 11-152276. The relevance of this document is discussed at page 1 of the specification of the present application. An English language abstract of this document is also enclosed.
4. Japanese patent publication no. 10-287634. The relevance of this document is discussed at page 2 of the specification of the present application. An English language abstract of this document is also enclosed.
5. WIPO patent publication no. WO 01/07423. The relevance of this document is discussed at page 1 of the specification of the present application. An English language abstract of this document is also enclosed.
6. WIPO patent publication no. WO 01/53267. The relevance of this document is discussed at page 1 of the specification of the present application. An English language abstract of this document is also enclosed.

7. WIPO patent publication no. WO 02/059099. The relevance of this document is discussed at page 2 of the specification of the present application. An English language abstract of this document is also enclosed.

8. WIPO patent publication no. WO 02/059100. The relevance of this document is discussed at page 2 of the specification of the present application. An English language abstract of this document is also enclosed.

9. WIPO patent publication no. WO 03/062233. An English language abstract of this document is enclosed.

In lieu of a statement of relevance or the translation of the non-English documents listed at item numbers 6 and 9 above, enclosed is an English-language translation of the Japanese international search report from the Japanese Patent Office in the PCT international application, from which this national phase U.S. application is derived, citing these documents and setting forth the relevance thereof.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed

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1AP20 Rec'd PCT/PTO 10 FEB 2006

documents, should one or more of the documents be applied against the claims of the present application.


If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: February 10, 2006

By:


Ernest F. Chapman
Reg. No. 25,961

Enclosures
EFC/FPD/blc

<p>IDS Form PTO/SB/08: Substitute for form 1449A/PTO</p> <p style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p style="text-align: center;"><i>(Use as many sheets as necessary)</i></p>			<p style="text-align: center;">Complete if Known</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td style="width: 50%;">Not Yet Assigned</td> </tr> <tr> <td>Filing Date</td> <td>February 10, 2006</td> </tr> <tr> <td>First Named Inventor</td> <td>Masami TAKAYAMA</td> </tr> <tr> <td>Art Unit</td> <td>Not Yet Assigned</td> </tr> <tr> <td>Examiner Name</td> <td>Not Yet Assigned</td> </tr> <tr> <td>Attorney Docket Number</td> <td>07541.0008</td> </tr> </table>		Application Number	Not Yet Assigned	Filing Date	February 10, 2006	First Named Inventor	Masami TAKAYAMA	Art Unit	Not Yet Assigned	Examiner Name	Not Yet Assigned	Attorney Docket Number	07541.0008
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U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-2003/0195231	10-16-2003	Takemoto et al.	
		US-2005/0153977	07-14-2005	Sugasawa et al.	
		US-5,869,451	02-09-1999	Dower et al.	
		US-6,670,387	12-30-2003	Luengo et al.	
		US-2004/0082626	04-29-2004	Takemoto et al.	
		US-2004/0063764	04-01-2004	Takemoto et al.	
		US-2003/0195231	10-16-2003	Takemoto et al.	

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		JP 10-072492	03-17-1998	Watanabe et al.		Abstract
		JP 11-001477	01-06-1999	Watanabe et al.		Abstract
		JP 11-152276	06-08-1999	Watanabe et al.		Abstract
		EP 1 207 155	05-22-2002	Takemoto et al.		
		JP 10-287634	10-27-1998	Mori et al.		Abstract
		WO 96/40750	12-19-1996	Dower et al.		
		WO 00/35446	06-22-2000	Luengo et al.		
		WO 01/07423	02-01-2001	Takemoto et al.		Abstract
		WO 01/53267	07-26-2001	Takemoto et al.		Abstract
		WO 02/059099	08-01-2002	Takemoto et al.		Abstract
		WO 02/059100	08-01-2002	Takemoto et al.		Abstract
		EP 1 253 142	10-30-2002	Takemoto et al.		
		WO 03/062233	07-31-2003	Sugasawa et al.		Abstract
		EP 1 466 912	10-13-2004	Sugasawa et al.		

IDS Form PTO/SB/08: Substitute for form 1449A/PTO

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STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

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NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		VIGON et al., "Molecular Cloning and Characterization of MPL, the Human Homolog of the v-mpl Oncogene: Identification of a Member of the Hematopoietic Growth Factor Receptor Superfamily", Proc. Natl. Acad. Sci. USA, Vol. 89, Cell Biology, pp. 5640-5644, (1992).	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.